

CLOSED,CONSOL,TYPE-I

U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:95-cv-00410-TFH

DIAMEN, et al v. U.S. ATTY. OFFICE DC, et al
Assigned to: Judge Thomas F. Hogan
Demand: \$0
Lead case: [1:95-cv-00375-TFH](#)
Member case: ([View Member Case](#))
Cause: 05:552 Freedom of Information Act

Date Filed: 02/27/1995
Date Terminated: 06/19/1997
Jury Demand: Defendant
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

MICHAEL A. DIAMEN
also known as
SALVATORE M. INFANTOLINO

represented by **John Kenneth Zwerling**
ZWERLING, MOSELEY & SEARS P.C.
114 North Alfred Street
Alexandria, VA 22314
(703) 684-8000
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Email: jz@zwerling.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

**US ATTORNEY FOR THE DISTRICT
OF COLUMBIA**

represented by **Sherri Evans Harris**
FREDDIE MAC
Legal Division
8200 Jones Branch Drive
M.S. 202
McLean, VA 22102
(703) 903-2680
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

U.S. DEPARTMENT OF JUSTICE

Date Filed	#	Docket Text
02/27/1995	1	COMPLAINT filed by plaintiff MICHAEL A. DIAMEN ; exhibits (2) (bjsp) (Entered: 02/28/1995)
02/27/1995		SUMMONS (2) issued to federal party(s) defendant U.S. ATTY. OFFICE DC , and non-parties: U.S. Attorney and U.S. Attorney General. (bjsp) (Entered: 02/28/1995)
03/01/1995		MAILED CJRA brochure, Meet and Confer list, and Notice regarding dismissal to plaintiff MICHAEL A. DIAMEN . (lpp) (Entered: 03/01/1995)
03/06/1995	2	RETURN OF SERVICE/AFFIDAVIT executed upon U. S. Attorney General on 3/3/95 (no original) (lpp) (Entered: 03/07/1995)
04/05/1995	3	ANSWER TO COMPLAINT [1-1] by defendant U.S. ATTY. OFFICE DC . (lpp) (Entered: 04/09/1995)
06/02/1995	4	MEET AND CONFER STATEMENT/REPORT PURSUANT TO L.R. 206(d) filed by defendant U.S. ATTORNEY/DC, plaintiff MICHAEL A. DIAMEN . (lpp) (Entered: 06/06/1995)
06/14/1995		CASE REASSIGNED from Judge James Robertson to Judge Norma H. Johnson (ted) (Entered: 06/16/1995)

06/16/1995	5	AMENDED COMPLAINT by plaintiff MICHAEL A. DIAMEN adding federal defendant DOJ, and amending complaint [1-1] Exhibits (2) (lpp) (Entered: 06/19/1995)
06/19/1995		SUMMONS NOT ISSUED. (lpp) (Entered: 06/19/1995)
06/19/1995	6	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney General on 6/16/95 (lpp) (Entered: 06/19/1995)
08/04/1995	7	ORDER by Judge Norma H. Johnson : Meet and Confer hearing set for 11:15 a.m. on 9/6/95 . (N) (adc) (Entered: 08/04/1995)
09/06/1995		MEET AND CONFER STATUS HEARING before Judge Norma H. Johnson : Vaughn Index due 10/20/95. Motion for summary judgment due by 11/20/95 . Cross motion for summary judgment or response to motion for summary judgment due 12/4/95 . Reply to motion for summary judgment due by 12/15/95 . Reporter: Gloria Williams (adc) (Entered: 09/08/1995)
09/11/1995	8	ORDER by Judge Norma H. Johnson : vaughn index due 10/20/95; dispositive motions due 11/20/95 ; response to dispositive motions due 12/4/95 ; reply to dispositive motions or cross motions due 12/15/95 (N) (adc) (Entered: 09/11/1995)
10/12/1995	9	STATUS REPORT by federal defendants U.S. ATTORNEY/DC, DOJ that defendants have moved in civil action 95-410 to consolidate civil action 95-410 and 95-375; attachments (blj) (Entered: 10/13/1995)
10/20/1995		CASE REASSIGNED from Judge Norma H. Johnson to Judge Thomas F. Hogan (JMF) (Entered: 10/23/1995)
10/20/1995	10	NOTICE OF FILING by federal defendant U.S. ATTORNEY/DC, federal defendant DOJ of declaration of Special Agent John M. Kelso and Paralegal Specialist Pamela Posch pursuant to FOIA; declarations (2) (JMF) Modified on 10/23/1995 (Entered: 10/23/1995)
10/20/1995	11	MOTION (UNOPPOSED) filed by federal defendant U.S. ATTORNEY/DC, federal defendant DOJ to extend time to 10/27/95 to file Vaughn Index (JMF) Modified on 10/23/1995 (Entered: 10/23/1995)
10/20/1995		-- ALL PLEADINGS IN THIS CASE ARE BEING DOCKETED AND FILED IN CA 95-375 AS OF 10/20/95 -- (ks) (Entered: 10/24/1995)
10/20/1995	12	ORDER by Judge Thomas F. Hogan : granting motion to consolidate cases with CA 95-410 and 95-375 [18-1] by U.S. ATTORNEY/DC, DOJ, for all purposes (N) (ks) (Entered: 10/24/1995)
10/25/1995	13	NOTICE OF FILING (SECOND) by federal defendant U.S. ATTORNEY/DC in 1:95-cv-00410, federal defendant DOJ in 1:95-cv-00410; Declaration of Paralegal Specialist Deborah E. Butler; declarations (1). (JMF) (Entered: 10/27/1995)
11/20/1995		MOTION (consent) filed by defendant DOJ , defendant U.S. ATTORNEY/DC to modify briefing schedule (ks) (Entered: 11/21/1995)
11/20/1995		SUBSTITUTION OF COUNSEL for defendants, substituting Darrell C. Valdez for attorney Madelyn Elise Johnson for U.S. ATTORNEY/DC and DOJ (ks) (Entered: 11/21/1995)
12/08/1995		NOTICE OF FILING by defendant DOJ of supplemental Declaration of Deborah Butler and Supplemental Vaughn Index; Exhibit (1) (Bulky) (ks) (Entered: 12/11/1995)
01/06/1996		MOTION filed by defendants DOJ, U.S. ATTORNEY/DC in 1:95-cv-00375 for summary judgment (blj) (Entered: 01/11/1996)
01/16/1996	14	ORDER by Judge Thomas F. Hogan : granting motion to modify briefing schedule [22-1] by U.S. ATTORNEY/DC, DOJ in 1:95-cv-00375 motion for summary judgment due 2/6/96 in 1:95-cv-00375, in 1:95-cv-00410 ; response to motion for summary judgment due 2/29/96 in 1:95-cv-00375, in 1:95-cv-00410 reply motion for summary judgment due 3/12/96 in 1:95-cv-00375, in 1:95-cv-00410; plaintiffs shall file a Reply to defendants' Opposition by March 16, 1996 (N) (gew) (Entered: 01/17/1996)

01/29/1996	15	ORDER by Judge Thomas F. Hogan : granting joint motion to extend time to file dispositive motions [19-1] by U.S. ATTORNEY/DC, DOJ, JOSEPH NICK SOUSA; plaintiff's opposition or cross-motion for summary judgment due by 2/5/96 ; response to dispositive motions due by 2/20/96; reply to dispositive motions due by 3/5/96 (N) (ks) (Entered: 01/29/1996)
02/05/1996		RESPONSE by plaintiff JOSEPH NICK SOUSA in opposition to motion for summary judgment [25-1] by U.S. ATTORNEY/DC, DOJ; Exhibits (22) (Bulky) (ks) (Entered: 02/06/1996)
02/05/1996		CROSS MOTIONS by plaintiff JOSEPH NICK SOUSA for summary judgment ; Exhibits (22) (Bulky) (ks) (Entered: 02/06/1996)
02/20/1996		MOTION (CONSENT) filed by defendants DOJ, U.S. ATTORNEY/DC in 1:95-cv-00375 to modify briefing schedule (blj) (Entered: 02/21/1996)
02/22/1996	16	ORDER by Judge Thomas F. Hogan : granting motion to modify briefing schedule [30-1] by U.S. ATTORNEY/DC, DOJ; defendants' reply to plaintiff's opposition and opposition to plaintiff's cross-motion due 3/13/96 ; plaintiff's reply to to defendants' opposition due 4/17/96; (N) (ks) (Entered: 02/23/1996)
03/13/1996		MOTION filed by defendants to modify briefing schedule (ks) (Entered: 03/14/1996)
03/15/1996	17	ORDER by Judge Thomas F. Hogan : granting motion to modify briefing schedule [32-1] by U.S. ATTORNEY/DC, DOJ in 1:95-cv-00375 defendants to file a reply to plaintiffs' Opposition and an Opposition to plaintiff's Cross-Motion due 3/18/96 in 1:95-cv-00375, in 1:95-cv-00410 ; plaintiffs shall file a Reply to defendant's Opposition due 4/22/96 in 1:95-cv-00375, in 1:95-cv-00410 ; (N) (gew) (Entered: 03/19/1996)
03/18/1996		MEMORANDUM by defendants in opposition to cross motion for summary judgment [29-1] by JOSEPH NICK SOUSA; Declaration (1); Attachment (1) (ks) (Entered: 03/19/1996)
03/18/1996		REPLY by defendants to response to motion for summary judgment [25-1] by U.S. ATTORNEY/DC, DOJ; Declaration (1); Attachment (1) (ks) (Entered: 03/19/1996)
04/22/1996		MEMORANDUM IN REPLY by plaintiff JOSEPH NICK SOUSA to response to cross motion for summary judgment [29-1] by JOSEPH NICK SOUSA (ks) (Entered: 04/23/1996)
12/09/1996	18	MEMORANDUM OPINION by Judge Thomas F. Hogan (N) (ks) (Entered: 12/10/1996)
12/09/1996	19	ORDER by Judge Thomas F. Hogan : denying cross motion for summary judgment [29-1] by JOSEPH NICK SOUSA; denying motion for summary judgment [25-1] by U.S. ATTORNEY/DC, DOJ; summary judgment is granted for the defendants with respect to certain documents. (See Order for details) (N) (ks) (Entered: 12/10/1996)
02/07/1997		NOTICE OF FILING by defendant DOJ of the Vaughn Index; Exhibits (3) (Bulky) (ks) (Entered: 02/10/1997)
02/07/1997		MOTION filed by defendants to extend time to 2/21/97 to file the Vaughn Index. (ks) (Entered: 02/10/1997)
02/10/1997	20	ORDER by Judge Thomas F. Hogan : granting motion to extend time to 2/21/97 to file the Vaughn Index. [40-1] by U.S. ATTORNEY/DC, DOJ in 1:95-cv-00375 (N) (gew) (Entered: 02/11/1997)
02/21/1997	21	NOTICE OF FILING by federal defendants of the Vaughn Index; Exhibits (3) (Bulky) (ks) (Entered: 03/20/1997)
03/10/1997		MOTION (renewed) filed by defendants in 1:95-cv-00375 for summary judgment (ks) (Entered: 03/11/1997)
04/09/1997		RESPONSE by plaintiff JOSEPH NICK SOUSA in 1:95-cv-00375 in opposition to motion for summary judgment [42-1] by U.S. ATTORNEY/DC, DOJ . (lkn) (Entered: 04/10/1997)

04/29/1997	22	REPLY by defendant DOJ in 1:95-cv-00375, defendant U.S. ATTORNEY/DC in 1:95-cv-00375, in support of their motion for summary judgment [42-1] (JMF) (Entered: 04/30/1997)
06/19/1997	23	MEMORANDUM OPINION by Judge Thomas F. Hogan (N) (gew) (Entered: 06/23/1997)
06/20/1997	24	ORDER by Judge Thomas F. Hogan : granting defendant's renewed motion for summary judgment. (N) (gew) (Entered: 06/23/1997)